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RCE/1647

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PTO/SB/30 (5/2000)

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U.S. Patent and Trademark office: U.S. DEPARTMENT OF COMMERCE

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JUN 16 2004

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995.

See the American Inventors Protection Act of 1999 (AIPA).

Application Number	10/028,410
Filing Date	December 19, 2001
First Named Inventor	Yves DUBAQUIE et al.
Group Art Unit	1647
Examiner Name	BUNNER, Bridget E.
Attorney Docket Number	39766-0131 R1-1D1

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. s 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. §1.114.

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on
(Any unentered amendment(s) referred to above will be entered)
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii. ☐ Other
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement (IDS) w/1449 (1 page) and 2 references
- iv. ☒ Other: return postcard

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other

3. Fees

The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account No. 08-1641 (Docket No. 39766-0131 R1-1D1)
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) (\$770.00)
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) (1 month) (\$110.00)
- iii. ☐ Other:
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Leslie A. Mooi	Registration No. (Attorney/Agent)	37,047
Signature	<i>Leslie Mooi</i>	Date	

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and addressed to: Mail Stop: RCE, Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450, on this date:

Name (Print/Type)	Jan Huss	Express Mail Label No.	EL 976 544 470 US
Signature	<i>Jan Huss</i>	Date	June 16, 2004

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Date Mailed: June 16, 2004



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Yves DUBAQUIE, *et al.*

Application Serial No. 10/028,410

Filed: December 19, 2001

For: IGF AND INSULIN VARIANTS

) Examiner: BUNNER, Bridget E.
)
) Art Unit: 1647
)
) Confirmation No. 4233
)
) Attorney's Docket No. 39766-0131 R1-1D1
)
) Customer No. 25213
)
)

RESPONSE AND AMENDMENT

Mail Stop RCE

Commissioner for Patents

PO Box 1450

Alexandria, Virginia 22313-1450

Dear Sir:

The present communication is responsive to the Office Action mailed on February 17, 2004. A request for a one month extension of time accompanies this response. A Request for Continued Examination accompanies this Response. Also enclosed is an Information Disclosure Statement.

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